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FACSIMILE COVER SHEET

JAN 25 2007

Deliver to: Mark V. Prenty, USPTO
Facsimile No.: (571) 273-8300
From: Eric S. Hyman, Reg. No. 30,139
Our Docket No.: 2013P115 Nu
Application No.: 10/699,127

Art Group: 2822

Date: 1/25/2007

Number of pages 11 including this sheet.

Filing Date: 10/30/2003

Docket Due Date(s): 2/2/2007 3/2/2007

Enclosed are the following documents:

- Issue Fee Transmittal
- Notice of Appeal
- Petition for: _____
- Request for Continued Examination (RCE)
- Reply Brief (____ pgs)
- Request & Certification Under 35 USC 122(b)(2)(B)(i)
- Request to Rescind Previous Nonpublication Request
- Response to Notice of Missing Parts & Formalities Letter
- Response to Written Opinion (____ pgs)
- Terminal Disclaimer
- Transmittal of Publication Fee Due
- Transmittal Letter

CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8(a))

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Suzanne Johnson

Date

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JAN 25 2007

TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>		Application No.	10/699,127
		Filing Date	October 30, 2003
		First Named Inventor	Hyun Woo SONG
		Art Unit	2822
		Examiner Name	Mark V. Prenty
Total Number of Pages In This Submission	11	Attorney Docket Number	2013P115

ENCLOSURES *(check all that apply)*

<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Reply <input checked="" type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> PTO/SB/08 <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Basic Filing Fee <input type="checkbox"/> Declaration/POA <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): <div style="border: 1px solid black; padding: 10px; margin-top: 10px;"> Facsimile cover sheet </div>
<div style="border: 1px solid black; padding: 5px; width: fit-content;">Remarks</div>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Eric S. Hyman, Reg. No. 30,139 <u>BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP</u>
Signature	
Date	1/25/07

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Typed or printed name	Suzanne Johnston	Date	75/07
Signature			

Based on PTO/SB/21 (00-04) as modified by Blakely, Seckhoff, Taylor & Zeffman (ncc) 10/12/2006.
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310 820 5988 T-807 P.003/011 F-305
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JAN 25 2007.

FEE TRANSMITTAL for FY 2006		<i>Complete if Known</i>	
Patent fees are subject to annual revision.			
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27.		Application Number 10/699,127 Filing Date October 30, 2003 First Named Inventor Hyun Woo SONG Examiner Name Mark V. Prenty Art Unit 2822 Attorney Docket No. 2013P115	
TOTAL AMOUNT OF PAYMENT		(\\$)	0.00

METHOD OF PAYMENT (check all that apply)

Check Credit card Money Order None Other (please identify): _____

Deposit Account Deposit Account Number: 02-2666 Deposit Account Name: Blakely, Sokoloff, Taylor & Zafman LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

Charge fee(s) indicated below Charge fee(s) indicated below, except for the filing fee
 Charge any additional fee(s) or underpayment of fee(s) under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20. Credit any overpayments

FEE CALCULATION

1. EXTRA CLAIM FEES

Total Claims		Claims below	Fee Paid
Independent Claims	22 3	22 - 3 = 0 0	25.00 100.00
Multiple Dependant			

Large Entity		Small Entity		
Fee Code	Fee (\$)	Fee Code	Fee (\$)	<u>Fee Description</u>
1202	50	2202	25	Claims in excess of 20
1201	200	2201	100	Independent claims in excess of 3
1203	350	2203	180	Multiple Dependent claim, if not paid
1204	780	2204	395	"Reissue independent claims over original patent
1205	300	2205	150	"Reissue claims in excess of 20 and over original patent
		SUBTOTAL (1)		(\$) 0.00

**For amount previously paid, if greater. For Reissues, see below*

2 ADDITIONAL FEES

Large Entity		Small Entity		Fee Description
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
1051	130	2051	65	Surcharge - late filing fee or cash
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet
2053	130	2053	130	Non-English specification
1251	120	2251	60	Extension for reply within first month
1252	450	2252	225	Extension for reply within second month
1253	1,020	2253	510	Extension for reply within third month
1254	1,590	2254	795	Extension for reply within fourth month
1255	2,160	2255	1,080	Extension for reply within fifth month
1401	500	2401	250	Notice of Appeal
1402	500	2402	250	Filing a brief in support of an appeal
1403	1,000	2403	500	Request for oral hearing
1451	1,510	2451	1,510	Petition to institute a public use proceeding
1450	150	2450	130	Petitions to the Commissioner
1807	50	1807	60	Processing fee under 37 CFR 1.17(q)
1808	150	1808	180	Submission of Information Disclosure Stmt
1809	790	1809	395	Filing a submission after final rejection (37 CFR § 1.129(a))
1010	730	2910	395	For each additional invention to be examined (37 CFR § 1.129(b))
Other fees (specify)				

Fee Paid

SUBMITTED BY

Complete (if applicable)

SUBMITTED BY					
Name (Print/Type)	Eric S. Hyman	Registration No. (Attorney's Name)	30,139	Telephone	(310) 207-3800
Signature			Date	11/15/07	

Based on PTO/SBU/17 (12-04) as modified by Blankley, Bokcoff, Taylor & Zeffman (wk) 12/15/2004.
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FEE TRANSMITTAL for FY 2006

Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27.

TOTAL AMOUNT OF PAYMENT (\$)

0.00

Complete If Known

Application Number	10/699,127
Filing Date	October 30, 2003
First Named Inventor	Hyun Woo SONG
Examiner Name	Mark V. Prenty
Art Unit	2822
Attorney Docket No.	2013P115

METHOD OF PAYMENT (check all that apply)

 Check Credit card Money Order None Other (please identify): _____ Deposit Account Deposit Account Number: 02-2666 Deposit Account Name: Blakely, Sokoloff, Taylor & Zafman LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

Charge fee(s) indicated below Charge fee(s) indicated below, except for the filing fee
 Charge any additional fee(s) or underpayment of fee(s) Credit any overpayments
 under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20.

FEE CALCULATION

1. EXTRA CLAIM FEES

Total Claims	22	Extra Claims	Fee from below	Fee Paid
Independent Claims	3	22 - 3 = 19	0 X 25.00 = \$0.00	\$0.00
Multiple Dependent			0 X 100.00 = \$0.00	\$0.00

Large Entity	Small Entity	Fee Description
Fee Code (\$)	Fee Code (\$)	
1202 50	2202 25	Claims in excess of 20
1201 200	2201 100	Independent claims in excess of 3
1203 350	2203 180	Multiple Dependent claim, if not paid
1204 750	2204 355	"Reissues independent claims over original patent
1205 300	2205 150	"Reissues claims in excess of 20 and over original patent
SUBTOTAL (1)		(5) 0.00

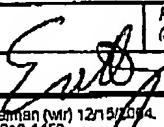
*or number previously paid, if greater. For Reissues, see below

2. ADDITIONAL FEES

Large Entity Small Entity

Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or cash	
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
2053 130	2053 130	Non-English specification	
1251 120	2251 60	Extension for reply within first month	
1252 450	2252 225	Extension for reply within second month	
1253 1,020	2253 510	Extension for reply within third month	
1254 1,950	2254 795	Extension for reply within fourth month	
1255 2,180	2255 1,080	Extension for reply within fifth month	
1401 500	2401 250	Notice of Appeal	
1402 500	2402 250	Filing a brief in support of an appeal	
1403 1,000	2403 500	Request for oral hearing	
1451 1,510	2451 1,510	Petition to institute a public use proceeding	
1460 130	2460 130	Petitions to the Commissioner	
1807 50	1807 50	Proceeding fee under 37 CFR 1.17(q)	
1808 180	1808 180	Submission of Information Disclosure Stmt	
1809 760	1809 395	Filing a submission after final rejection (37 CFR § 1.129(b))	
1810 760	2810 395	For each additional invention to be examined (37 CFR § 1.129(b))	
Other fee (specify)		SUBTOTAL (2)	(5)

SUBMITTED BY

Name (Print/Type)	Eric S. Hyman	Registration No. (Attorney/Agent)	30,139	Telephone	(310) 207-3800
Signature				Date	1/25/07

Based on PTO/SB/17 (12-04) as modified by Blakely, Sokoloff, Taylor & Zafman (WIR) 12/15/2004
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REPLY UNDER 37 CFR 1.116
EXPEDITED PROCEDURE
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PATENT
Attorney Docket No. 002013.P115

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Hyun Woo Song

Application No.: 10/699,127

Filed: October 30, 2003

For: SEMICONDUCTOR OPTICAL
DEVICE HAVING CURRENT-
CONFINED STRUCTURE

Examiner: Mark V. Prenty

Art Unit: 2822

Confirmation No.: 4968

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Alexandria, Virginia 22313-1450

AMENDMENT AND RESPONSE TO FINAL OFFICE ACTION

In response to the Final Office Action mailed December 6, 2006, in connection with the above referenced patent application, Applicants respectfully request entry of the following amendments and request reconsideration in view of the following remarks.